

REMARKS

Applicant has carefully reviewed the Application in light of the Final Office Action dated April 3, 2008 ("*Office Action*"). At the time of the *Office Action*, Claims 1-32 were pending and rejected in the Application. Applicant amends Claims 1, 11, and 21-32 without prejudice or disclaimer. The amendments to these claims are not the result of any cited reference and, thus, do not narrow the scope of any of the claims. Furthermore, the amendments are not related to patentability issues and only further clarify subject matter already present. All of Applicant's amendments have been made to advance prosecution in this case. Applicant respectfully requests reconsideration and allowance of the pending claims.

Section 101 Rejections

The Examiner rejects Claims 21-30 under 35 U.S.C. § 101. *Office Action*, p. 2. While Applicant does not necessarily acquiesce to the Examiner's characterization of Claims 21-30 or the Examiner's rejections, Applicant amends Claims 21-30 to advance prosecution of the Application. Applicant respectfully requests reconsideration and allowance of Claims 21-30.

Section 112 Rejections

The Examiner rejects Claims 1, 11, 21, 31, and 32 under 35 U.S.C. § 112, second paragraph. *Office Action*, p. 2-3. Applicant amends Claims 1, 11, 21, 31, and 32 to define the acronym "IP." Accordingly, Applicant respectfully requests reconsideration of Claims 1, 11, 21, 31, and 32 and requests withdrawal of the rejection.

Section 103 Rejections

The Examiner rejects Claims 1-32 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 5,371,781 issued to Ardon ("*Ardon*") in view of U.S. Patent Application Publication No. 2004/0086102 issued to McMurry et al. (hereinafter "*McMurry*"). Because "[a]ll words in a claim must be considered in judging the patentability of that claim against

the prior art” (*In re Wilson*, 424 F.2d 1382, 1385, 165 U.S.P.Q. 494, 496 (C.C.P.A. 1970)), Applicant respectfully traverses these rejections.

For example, the combination of *Ardon* and *McMurry* fails to disclose, teach, or suggest “communicat[ing] the status of each of the users in the CPG to one or more endpoints of one or more users in the CPG for display to the users in the CPG, displaying the data to a first user in the CPG for the first user to determine a current status of each of one or more second users in the CPG to facilitate a decision by the first user regarding whether to pick up the incoming phone call,” as recited in Claim 1. Instead, *Ardon* discloses that the terminating called line identification (“TCLID”) is sent to wireless and/or wire line devices in a call pickup group. Col. 5, ll. 35-37, 44-46. The TCLID does not represent “the status of each of the users in the CPG,” as recited in Claim 1. In fact, the TCLID represents the called number. *McMurry* does not account for this deficiency, and the Examiner does not suggest anything to the contrary. For at least this reason, the combination of *Ardon* and *McMurry* does not disclose, teach, or suggest each and every limitation of Applicants’ Claim 1. Accordingly, Applicant respectfully requests reconsideration and allowance of Claim 1 and its dependents.

Independent Claims 11, 21, 31, and 32 each recite certain limitations that, for reasons substantially similar to those discussed with reference to independent Claim 1, the combination of *Ardon* and *McMurry* does not disclose, teach, or suggest. Therefore, Applicant respectfully requests reconsideration and allowance of Claims 11, 21, 31, and 32 together with its dependents.

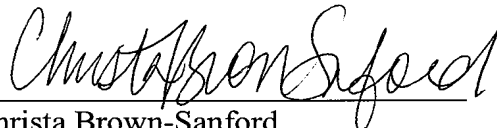
CONCLUSION

Applicant has made an earnest attempt to place this case in condition for allowance. For the foregoing reasons and for all other reasons clear and apparent, Applicant respectfully requests reconsideration and allowance of the pending claims.

The Commissioner is hereby authorized to charge \$810.00 for this RCE. Applicants believe no other fees are due; however, the Commissioner is authorized to charge any additional fees or credits to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

If there are matters that can be discussed by telephone to advance prosecution of this application, Applicant invites the Examiner to contact Christa Brown-Sanford at (214) 953-6824.

Respectfully submitted,
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